

10/15/98



Jc135 U.S. PTO

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

 ASSISTANT COMMISSIONER FOR  
PATENTS

Washington, D.C. 20231

Attorney's Docket Number: 5725.0134-01

Prior Application: 08/694,591

Art Unit: 1615

Examiner: E. Webman

 #2/a  
11-10-98

SIR: This is a request for filing a

☒ Continuation   ☐ Divisional Application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. 08/694,591 filed August 9, 1996 of Christine DUPUIS for COSMETIC COMPOSITION WITH A FIXING AND/OR CONDITIONING POWER CONTAINING A SPECIFIC ACRYLIC COPOLYMER

1. ☒ Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior application Serial No. 08/694,591 as originally filed on August 9, 1996.
2. ☐ Enclosed is a substitute specification under 37 C.F.R. § 1.125.
3. ☐ Cancel Claims \_\_\_\_\_.
4. ☒ A Preliminary Amendment will follow.
5. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 and 4 above.

For	Number Filed	Number Extra	Rate	Basic Fee \$790.00
Total Claims	23 -20	03	x\$ 22.00	\$ 66.00
Independent Claims	01 -3	00	X\$ 82.00	-0-
Multiple Dependent Claim(s) (if applicable)			+\$270.00	-0-
Subtotal			\$	856.00
Reduction by 1/2 for filing by small entity			-	-0-
TOTAL FILING FEE			\$	856.00

LAW OFFICES

 FINNEGAN, HENDERSON,  
FARABOW, GARRETT  
& DUNNER, L. L. P.  
1300 I STREET, N. W.  
WASHINGTON, D. C. 20005  
202-408-4000

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6. ☒ A check in the amount of \$856.00 to cover the filing fee is enclosed.
7. ☒ The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. ☒ Amend the specification by inserting before the first line, the sentence:

a' --This is a ☒ continuation ☐ division of application Serial No. 08/694,591, filed August 9, 1996, which is incorporated herein by reference.--

9. ☐ New formal drawings are enclosed.
10. ☒ The prior application is assigned of record to: L'Oréal
11. ☒ Priority of application Serial No. 95-09774, filed on August 11, 1995 in France is claimed under 35 U.S.C. § 119. A certified copy
- ☐ is enclosed or ☒ is on file in the prior application.
12. ☐ A verified statement claiming small entity status
- ☐ is enclosed or ☐ is on file in the prior application.
13. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen,

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14. ☒ The power appears in the original declaration of the prior application.
15. ☐ Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
16. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315.
17. ☐ Recognize as associate attorney \_\_\_\_\_  
 \_\_\_\_\_  
 (name, address & Reg. No.)
18. ☒ Also enclosed is an Information Disclosure Statement and Form PTO-1449  
 \_\_\_\_\_

1300 I STREET, N.W.

LAW OFFICES

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**PETITION FOR EXTENSION.** If any extension of time is necessary for the filing of this application, including any extension in the parent application, Serial No. 08/694,591, filed August 9, 1996, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: *Rachel H. Townsend*

Rachel H. Townsend

Reg. No.: 41,443

Date: October 15, 1998

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